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Federal Public Defender  
2 State Bar No. 11479  
RACHEL KORENBLAT  
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6 Attorneys for Cornelio Ramirez, Jr.

7  
8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 vs.  
13 CORNELIO RAMIREZ, JR.,  
14 Defendant.

2:14-cr-00044-JAD-GWF

**MOTION FOR VIDEO APPEARANCE**  
**IN LIEU OF PERSONAL APPEARANCE**  
**FOR ARRAIGNMENT AND PLEA, OR**  
**ORDER DIRECTING PAYMENT OF**  
**TRANSPORTATION EXPENSES**  
(Expedited Treatment Requested)

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17 COMES NOW the defendant, CORNELIO RAMIREZ, JR., by and through counsel,  
18 RACHEL M. KORENBLAT, Assistant Federal Public Defender, and moves this Honorable Court  
19 for an order allowing Mr. Ramirez, who lives in Somerton, Arizona, to appear by video conference  
20 arranged through the District Court of Arizona in Yuma, Arizona, if logistically possible.  
21 Alternatively, Mr. Ramirez requests the Court enter an order directing the United States Marshal to  
22 pay subsistence and travel expenses necessary for him to drive to Las Vegas, Nevada from his  
23 current residence, a distance of approximately 300 miles, on or before Thursday, February 20, 2014,  
24 at 3:00 p.m., to appear in Court in the above-entitled matter for the purpose of his Arraignment and  
25 Plea (A&P). The government does not oppose Mr. Ramirez's request for a video appearance in lieu  
26 of a personal appearance for his A&P.

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DATED this 14th day of February 2014.

RENE L. VALLADARES  
Federal Public Defender

By: /s/ Rachel M. Korenblat  
RACHEL M. KORENBLAT  
Assistant Federal Public Defender

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 On January 29, 2014, Mr. Ramirez had his initial appearance on a complaint alleging  
3 Possession of a Controlled Substance with Intent to Distribute, a violation of 21 U.S.C. § 841(a)(1),  
4 (b)(1)(A)(viii). (CR # 1, 4.) The magistrate court released Mr. Ramirez, who lives in Somerton,  
5 Arizona, on a personal recognizance bond. (CR # 4.) Thereafter, the grand jury filed an indictment  
6 charging him with the same violation. Mr. Ramirez's A&P for the indictment is currently scheduled  
7 for February 20, 2014 at 3:00 p.m. (CR # 19.) Because of the distance from his home in Somerton,  
8 Mr. Ramirez respectfully seeks a court order allowing him to appear via video conference from the  
9 District Court in Yuma, Arizona if that is logistically possible. Government counsel does not oppose  
10 this request.

11 In the alternative, Mr. Ramirez seeks reimbursement from the United States Marshals for  
12 his travel to Las Vegas for this appearance. Upon the motion of the defendant, 18 U.S.C. § 4285  
13 provides that any United States judge or magistrate may direct the United States Marshal to arrange  
14 for the payment of the subsistence and travel expenses of a defendant who has been released on bail  
15 and who is obligated to make a subsequent appearance in any United States court when the interests  
16 of justice would be served thereby and the court is satisfied that the defendant is financially unable  
17 to provide the necessary transportation to appear.

18 Defendant has informed his counsel that he is indigent. Because of his lack of funds, the  
19 defendant will be unable to travel from his residence to Las Vegas, Nevada unless this Court directs  
20 the United States Marshal to pay his necessary travel and subsistence expenses. It has been  
21 determined that the defendant qualifies for the appointment of counsel pursuant to 18 U.S.C. §  
22 3006A.

23 DATED this 14th day of February 2014.

24 Respectfully submitted,

25 RENE L. VALLADARES  
26 Federal Public Defender

27 By /s/ Rachel M. Korenblat  
28 RACHEL M. KORENBLAT  
Assistant Federal Public Defender

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

2:14-cr-00044-JAD-GWF

5 Plaintiff,

**ORDER DIRECTING VIDEO  
APPEARANCE IN LIEU OF PERSONAL  
APPEARANCE FOR ARRAIGNMENT &  
PLEA**

6 vs.

7 CORNELIO RAMIREZ, JR.,

8 Defendant.

9 On the motion of defendant Cornelio Ramirez, and good cause appearing therefore,

10 IT IS HEREBY ORDERED that Mr. Ramirez may appear for his Arraignment and Plea,  
11 currently scheduled for February 20, 2014 at 3:00 p.m., by video appearance in lieu of personal  
12 appearance.

13 DATED this 20th day of February 2014.

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16 UNITED STATES MAGISTRATE JUDGE  
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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

2:14-cr-00044-JAD-GWF

5 Plaintiff,

**ORDER DIRECTING PAYMENT OF  
TRANSPORTATION EXPENSES**

6 vs.

7 CORNELIO RAMIREZ, JR.,

8 Defendant.

9 On the motion of defendant Cornelio Ramirez, made pursuant to 18 U.S.C. §4285, and good  
10 cause appearing therefore,

11 IT IS HEREBY ORDERED that the United States Marshal shall arrange for the defendant's  
12 non-custodial transportation, or furnish reimbursement for the mileage expense, up to the cost of  
13 commercial air travel fare or gas milage for such transportation, to Las Vegas Nevada on or before  
14 Thursday, February 20, 2014 at 3:00 p.m., to appear in court in the above-entitled matter for the  
15 purpose of his Arraignment and Plea. The reimbursement shall be made in the form of cash, United  
16 States Money Order, or cashier's check.

17 IT IS FURTHER ORDERED that the United States Marshal shall furnish the defendant with  
18 an amount of money for necessary subsistence expenses while en route to his destination, not to  
19 exceed the amount authorized as a per diem allowance for travel expenses under 5 U.S.C. §5702(a).

20 DATED this \_\_\_\_ day of February 2014.

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22 UNITED STATES MAGISTRATE JUDGE  
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**CERTIFICATE OF ELECTRONIC SERVICE**

The undersigned hereby certifies that she is an employee of the Law Offices of the Federal Public Defender for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on February 14, 2014, she served an electronic copy of the above and foregoing **MOTION FOR VIDEO APPEARANCE IN LIEU OF PERSONAL APPEARANCE FOR ARRAIGNMENT AND PLEA, OR ORDER DIRECTING PAYMENT OF TRANSPORTATION EXPENSES (Expedited Treatment Requested)** by electronic service (ECF) to the person named below:

DANIEL G. BOGDEN  
United States Attorney  
AMBER CRAIG  
Assistant United States Attorney  
333 Las Vegas Blvd. So. 5<sup>th</sup> Floor  
Las Vegas, NV 89101

/s/ Karen Meyer  
Employee of the Federal Public Defender